

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

JAMES McGREW, :  
Plaintiff, : Case No. 3:13cv00118  
vs. : District Judge Thomas M. Rose  
CAROLYN W. COLVIN, : Chief Magistrate Judge Sharon L. Ovington  
Acting Commissioner of the Social  
Security Administration, :  
Defendant. :  
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**DECISION AND ENTRY**

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The Court has reviewed the Report and Recommendations of Chief United States Magistrate Judge Sharon L. Ovington (Doc. #14), to whom this case was originally referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations.

Accordingly, it is hereby **ORDERED** that:

1. The Report and Recommendations filed on April 8, 2014 (Doc. #14) is **ADOPTED** in full;
2. The Commissioner's non-disability finding is vacated;
3. No finding is made as to whether Plaintiff James McGrew was under a "disability" within the meaning of the Social Security Act;
4. This case is remanded to the Commissioner and the Administrative Law Judge under Sentence Four of 42 U.S.C. § 405(g) for further consideration consistent with this Decision and Entry and the Report and Recommendations; and,

5. The case is terminated on the docket of this Court.

April 28, 2014

\*s/Thomas M. Rose

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Thomas M. Rose  
United States District Judge